IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

Crl.Rev.Pet.No. 1016 of 2006()

ST.437/2004 of JUDL. MAGISTRATE OF FIRST CLASS-III, KOCHI

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REVN. PETITIONER: COMPLAINANT

V.GOPALAKRISHNAN, SON OF VISWANATHAN,
AGED 51, RESIDING AT LIG NO.646,
PANAMPILLY NAGAR, ERNAKULAM, KOCHI-36.

BY ADV. SRI.A.BALAGOPALAN
SRI.A.RAJAGOPALAN
SRI.K.SANEESH KUMAR
SMT.T.LAKSHMI

RESPONDENTS: ACCUSED/STATE

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1. JAYAKRISHNAN, MECHANIC, OFFICE OF THE
JUNIOR ENGINEER, SOUTHERN RAILWAY,
ERNAKULAM JUNCTION AND WHO IS RESIDING AT 49 G,
RAILWAY QUARTERS, OLD RAILWAY STATION ROAD,
KOMBARA, ERNAKULAM.

2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI.DENY JOSEPH
BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 07/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO.1016 of 2006

Dated this the 7th day of June, 2007

ORDER

The revision petitioner is the complainant who had initiated proceedings under section 138 N.I.Act. The same was dismissed under section 204(4) Cr.P.C. The revision petitioner has sought for an opportunity to further pursue the matter.

2. In the circumstances and considering the nature of the proceedings, the order of the court below is set aside. The court below is directed to permit the petitioner to further proceed with the matter. The revision petitioner shall appear before the court below on 25-6-2007.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/